

OFFICIAL**RECEIVED
CENTRAL FAX CENTER**

JUN 16 2004

#8/dpm
7-14-04
Ret re
Aband.IN THE UNITED STATES PATENT OFFICE

SER. NO. 10/047/390

DOC. NO. DEA-C-1

FILED: 01/16/02

ART UNIT 3722

APPLICANT: ALBERT

EXR. ROSS, DANA

PETITION UNDER 37CFR 1.135 FOR A HOLING OF ABANDONMENT
FOR FAILURE TO FILE REPLY WITHIN STATUTORY PERIOD

Declaration Of Attorney of Record

1. I, Henry W. Cummings, am the Attorney of Record in the Above Identified application.
2. The Office Action Mailed 06/10/2004 contains a NOTICE OF ABANDONMENT for Failure to Reply to the Office Action Mailed Sept. 18, 2003, Ex. A.
3. The Undersigned filed timely responses to each of the Office Actions mailed by the PTO including those on March 24, 2003, Ex. B, and Aug. 11, 2003, Ex. C.
4. Nothing was heard back from the USPTO until a phone call was received by the Undersigned on June 7, 2004 from Exr. Ross inquiring why no response had been made to the Office Action mailed Sept. 18, 2003.
5. The Undersigned then advised that he did not believe he had received such an Office Action. Upon locating and reviewing the file this position was found to be correct. No such Office Action mailed by the USPTO on Sept. 18, 2003 was found in the File.
6. The Undersigned is a former Patent Examiner in Group 110 and has been in Patent Practice continuously since 1966 when he left the Patent Office after graduation from Night Law School at Catholic Univ. in Wash. D.C. -1-

BEST AVAILABLE COPY

OFFICIAL**RECEIVED
CENTRAL FAX CENTER**

JUN 16 2004

7. The Undersigned has always maintained a docket book and routinely enters Office Actions from the USPTO in the Docket Book on the due dates of the Office Actions. No such Office Action mailed by the USPTO on Sept. 18, 2003 was entered into the Docket Book. See attached 2003 Docket Book Sept.-Dec. See attached Exbs. D, a photocopy of the 2003 Docket Book cover, and Exs. E - I, the docket pages containing the 18th of the months of Sept. through Dec., 2003. Since in Oct. the 18th is on a Sat., the docket page for the following Monday, Oct. 20, 2003 is also enclosed. No entry for this Office Action was found on any of these pages.

8. The Examiner is incorrect in alleging that the Office Action mailed March 24, 2003 has been outstanding since its mailing by the USPTO. A Response to that Office Action was mailed to the USPTO on July 22, 2003 with a one month extension fee of \$55.00, which was received by the USPTO according to Exr. Ross on July 29, 2003. Furthermore, after receiving the Office Action mailed 08/11/03, the Undersigned faxed a Response to this Office Action on Sept. 11, 2003. Therefore it is clear that had the Undersigned received an Office Action mailed by the USPTO, he would have responded within the indicated time limit or sought an extension of time.

9. Therefore it is respectfully requested that the holding of abandonment be rescinded and the Office Action of Sept. 18, 2003 be redated and resented to the Undersigned at the address below with a new Response date.

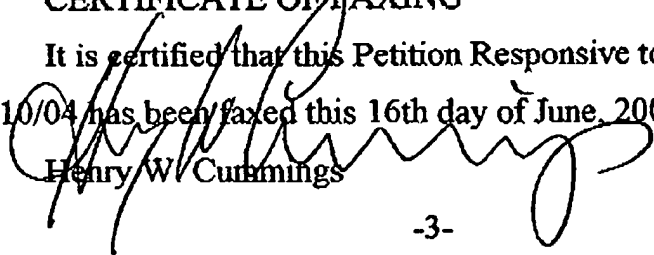
10. In a telephone conversation held Tuesday, June 15, 2004 with Special Examiner Steve Marcus, he advised that no fee was required for this Petition.

Respectfully submitted,


HENRY W. CUMMINGS, 3313 W. ADAMS ST. ST. CHARLES
MO. 63301; 636-949-9408 PHONE 636-9251612 FAX Reg. No.
22,563 ATTORNEY FOR APPLICANT -2-

CERTIFICATE OF FAXING

It is certified that this Petition Responsive to the Office Action mailed
06/10/04 has been faxed this 16th day of June, 2004 to 1-703-872-9306.


Henry W. Cummings

-3-



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

Ex. A.

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/047,390	01/16/2002	Dora E. Albert	DEA-C-1	5307
7590 06/10/2004				
Henry W. Cummings		EXAMINER		
3313 W. Adams St.		ROSS, DANA		
St. Charles, MO 63301		ART UNIT PAPER NUMBER		
		3722		

DATE MAILED: 06/10/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Notice of Abandonment

Application No.

10/047,390

Examiner

Dana Ross

Applicant(s)

ALBERT, DONN E.

Art Unit

3722

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 18 September 2003.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below.

MONICA S. CARTER
PRIMARY EXAMINER

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

U.S. Patent and Trademark Office
PTOL-1432 (Rev. 04-01)

Notice of Abandonment

Part of Paper No. 7

Interview Summary	Application No.	Applicant(s)	
	10/047,390	ALBERT, DONN E.	
	Examiner Dana Ross	Art Unit 3722	

All participants (applicant, applicant's representative, PTO personnel):

(1) Dana Ross. (3) _____.

(2) Henry Cummings. (4) _____.

Date of Interview: 07 June 2004.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal (copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.
If Yes, brief description: _____.

Claim(s) discussed: _____.

Identification of prior art discussed: _____.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: No paper has been filed by the attorney in response to the notice of non compliance mailed September 18, 2003. Attorney was unaware that a response had gone out on September 18, 2003. It is noted that the office action rejection mailed on March 24, 2003 has been outstanding since this date and no contact from the attorney has been received during the time between September 18, 2003 and now to check the status of the application.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Examiner's signature, if required

Summary of Record of Interview Requirements

Manual of Patent Examining Procedure (MPEP), Section 713.04, Substance of Interview Must be Made of Record

A complete written statement as to the substance of any face-to-face, video conference, or telephone interview with regard to an application must be made of record in the application whether or not an agreement with the examiner was reached at the interview.

Title 37 Code of Federal Regulations (CFR) § 1.133 Interviews

Paragraph (b)

In every instance where reconsideration is requested in view of an interview with an examiner, a complete written statement of the reasons presented at the interview as warranting favorable action must be filed by the applicant. An interview does not remove the necessity for reply to Office action as specified in §§ 1.111, 1.135. (35 U.S.C. 132)

37 CFR §1.2 Business to be transacted in writing.

All business with the Patent or Trademark Office should be transacted in writing. The personal attendance of applicants or their attorneys or agents at the Patent and Trademark Office is unnecessary. The action of the Patent and Trademark Office will be based exclusively on the written record in the Office. No attention will be paid to any alleged oral promise, stipulation, or understanding in relation to which there is disagreement or doubt.

The action of the Patent and Trademark Office cannot be based exclusively on the written record in the Office if that record is itself incomplete through the failure to record the substance of interviews.

It is the responsibility of the applicant or the attorney or agent to make the substance of an interview of record in the application file, unless the examiner indicates he or she will do so. It is the examiner's responsibility to see that such a record is made and to correct material inaccuracies which bear directly on the question of patentability.

Examiners must complete an Interview Summary Form for each interview held where a matter of substance has been discussed during the interview by checking the appropriate boxes and filling in the blanks. Discussions regarding only procedural matters, directed solely to restriction requirements for which interview recordation is otherwise provided for in Section 812.01 of the Manual of Patent Examining Procedure, or pointing out typographical errors or unreadable script in Office actions or the like, are excluded from the interview recordation procedures below. Where the substance of an interview is completely recorded in an Examiner's Amendment, no separate Interview Summary Record is required.

The Interview Summary Form shall be given an appropriate Paper No., placed in the right hand portion of the file, and listed on the "Contents" section of the file wrapper. In a personal interview, a duplicate of the Form is given to the applicant (or attorney or agent) at the conclusion of the interview. In the case of a telephone or video-conference interview, the copy is mailed to the applicant's correspondence address either with or prior to the next official communication. If additional correspondence from the examiner is not likely before an allowance or if other circumstances dictate, the Form should be mailed promptly after the interview rather than with the next official communication.

The Form provides for recordation of the following information:

- Application Number (Series Code and Serial Number)
- Name of applicant
- Name of examiner
- Date of interview
- Type of interview (telephonic, video-conference, or personal)
- Name of participant(s) (applicant, attorney or agent, examiner, other PTO personnel, etc.)
- An indication whether or not an exhibit was shown or a demonstration conducted
- An identification of the specific prior art discussed
- An indication whether an agreement was reached and if so, a description of the general nature of the agreement (may be by attachment of a copy of amendments or claims agreed as being allowable). Note: Agreement as to allowability is tentative and does not restrict further action by the examiner to the contrary.
- The signature of the examiner who conducted the interview (if Form is not an attachment to a signed Office action)

It is desirable that the examiner orally remind the applicant of his or her obligation to record the substance of the interview of each case. It should be noted, however, that the Interview Summary Form will not normally be considered a complete and proper recordation of the interview unless it includes, or is supplemented by the applicant or the examiner to include, all of the applicable items required below concerning the substance of the interview.

A complete and proper recordation of the substance of any interview should include at least the following applicable items:

- 1) A brief description of the nature of any exhibit shown or any demonstration conducted,
- 2) an identification of the claims discussed,
- 3) an identification of the specific prior art discussed,
- 4) an identification of the principal proposed amendments of a substantive nature discussed, unless these are already described on the Interview Summary Form completed by the Examiner,
- 5) a brief identification of the general thrust of the principal arguments presented to the examiner,
(The identification of arguments need not be lengthy or elaborate. A verbatim or highly detailed description of the arguments is not required. The identification of the arguments is sufficient if the general nature or thrust of the principal arguments made to the examiner can be understood in the context of the application file. Of course, the applicant may desire to emphasize and fully describe those arguments which he or she feels were or might be persuasive to the examiner.)
- 6) a general indication of any other pertinent matters discussed, and
- 7) if appropriate, the general results or outcome of the interview unless already described in the Interview Summary Form completed by the examiner.

Examiners are expected to carefully review the applicant's record of the substance of an interview. If the record is not complete and accurate, the examiner will give the applicant an extendable one month time period to correct the record.

Examiner to Check for Accuracy

If the claims are allowable for other reasons of record, the examiner should send a letter setting forth the examiner's version of the statement attributed to him or her. If the record is complete and accurate, the examiner should place the indication, "Interview Record OK" on the paper recording the substance of the interview along with the date and the examiner's initials.



UNITED STATES PATENT AND TRADEMARK OFFICE

Ex. B

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/047,390	01/16/2002	Donn E. Albert	DEA-C-1	5307

7590

08/11/2003

Henry W. Cummings
3313 W. Adams St.
St. Charles, MO 63301

EXAMINER

ROSS, DANA

ART UNIT

PAPER NUMBER

3722

DATE MAILED: 08/11/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Steve Markus
703-308-3872

Application/Control Number: 10/047,390
Art Unit: 3722

Page 2

DETAILED ACTION

Response to Amendment

1. The reply filed on July 29, 2003 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): It is not clear which claims are still in the application. For example, the amendment dated July 29, 2003 states that claims 1-6, 33 and 34 are cancelled and one new claim 35 has been added.

However, Claim 5 is not shown as cancelled in the claim language. In addition to the new independent claim 35, there appears to be two additional new independent claims, 36 and 37, that have been added. Claims 9-13 (dependent from cancelled claim 4) are shown as cancelled in the claim language. Claim 24 appears to be cancelled and is new Independent Claim 37. It also appears Claim 36 is a new independent claim with claims 17 and 18 dependent from claim 36. Claims 14-16 are not addressed in the amendment but were previously dependent from claim 13 (which is dependent on cancelled claim 4) so it appears claims 14-16 should also be cancelled. Claims 19-23 are also dependent from cancelled claim 13.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Application/Control Number: 10/047,390
Art Unit: 3722

Page 3

Conclusion

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dana Ross whose telephone number is (703) 305-7764. The examiner can normally be reached on Mon-Fri 7:00am - 3:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrea Wellington can be reached on (703) 308-2159. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 872-9302 for regular communications and (703) 872-9303 for After Final communications. 703-746-8969

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-1148.

dmr
August 4, 2003

A. L. WELLINGTON
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3700

Ex. C.

IN THE UNITED STATES PATENT OFFICE

SER.NO. 10/047/390

DOC. NO. DEA-C-1

FILED: 01/16/02

ART UNIT 3722

APPLICANT: ALBERT

EXR. ROSS, DANA

RESPONSIVE TO THE OFFICE ACTION MAILED 08/11/03

IN THE CLAIMS:

Please cancel claims 1-4, and 6, 33 and 34 and insert therefor claims 35-37.

*[Claim 1 Cancelled. A rotating cutter assembly comprising:
a housing, means for attaching said housing to an external drive
source; and means for transferring rotational movement from said external
drive having an output shaft to a cutting wheel.*

*[Claim 2. Cancelled. An assembly according to claim 1 wherein said
means for attaching said housing to an external drive source comprise a
drive gear having means for engaging said output shaft of said power tool.]*

*[Claim 3. Cancelled. An assembly according to claim 2 wherein said
means for transferring rotational movement results in said cutting wheel
turning in the same plane as said drive source.]*

*[Claim 4. Cancelled. An assembly according to claim 2 wherein said
means for transferring rotational movement from said external drive having
an output shaft to a cutting wheel results in said cutting wheel turning in a
different plane of rotation from said drive source;]*

*Claim 5. Once Amended. An assembly according to claim [3] 35
wherein said [power] drive source is hand-held.*

*[Claim 6. Cancelled. An assembly according to claim 3 and wherein
said power source cutting wheel is connected to a new or existing lathe.]-1-*

Claim 7. Once Amended. An [housing] assembly according to claim [1] 35 wherein said power source is selected from electrical, hydraulic, and pneumatic power sources.

Claim 8. Once Amended. An assembly according to claim 7 wherein said [power source is connected to a new or existing] said lathe [having] has means for moving said power source in both the X and Y axes.

[Claim 9. Cancelled. An assembly according to claim 4 wherein said assembly includes a main housing and means for attaching a commercially available grinder to said housing.]

[Claim 10. Cancelled. An assembly according to claim 9 wherein said main housing includes at least one threaded opening which receive fasteners to attach a portion of a commercially grinder].

[Claim 11. Cancelled. An assembly according to claim 10 wherein said main housing includes a drive gear made of material selected from metal, heavy durable plastic, or other suitable material mounted within said main housing].

[Claim 12. Cancelled. An assembly according to claim 11 including wherein said drive gear has means for engaging a drive shaft from said commercially grinder.]

[Claim 13. Cancelled. An assembly according to claim 12 including wherein said drive gear drives a driven gear made of a material selected from metal, heavy durable plastic, or other suitable material.]

Claim 14. Once Amended. An assembly according to claim [13] 35 including wherein said drive gear drives said driven gear by means of a toothed drive belt.

Claim 15. Once Amended. An assembly according to claim 14 wherein said driven gear drives a cutter shaft made of a material selected from metal, and heavy durable plastic. [, or other suitable material.]

Claim 16. An assembly according to claim 15 wherein said cutter shaft and said driven gear have matching left-handed threads, which tend to tighten said driven gear onto said cutter shaft during operation of said cutter shaft.

Claim 17. Once amended. An assembly according to claim [15] 36 wherein said cutter shaft drives a cutter wheel which contains sharpened teeth for machining.

Claim 18. An assembly according to claim 17 wherein said cutter has a rake angle of about 2° to 5°.

Claim 19. An assembly according to claim 15 including means to alter the cutting depth of said cutter wheel.

Claim 20. An assembly according to claim 19 wherein said means to alter the cutting depth of said cutter wheel comprises a spacer made of a material selected from nylon, Teflon, or other smooth material.

Claim 21. Once Amended. An assembly according to claim 19 wherein with said spacer in place, the cut is more shallow than when said spacer is not in place.

Claim 22. An assembly according to claim 15 wherein said angle grinder includes a bevel gear, and a bevel gear shaft and said bevel gear provides means to transfer the rotation of said grinder 90 degrees.

Claim 23. An assembly according to claim 22 wherein said assembly is secured to said angle grinder by means of a brace and mechanical fasteners.

[Claim 24. Cancelled. An assembly for driving shaft extending from a power source having a drive shaft gear;

first means for transferring rotational torque to a secondary drive shaft laterally spaced from said drive shaft but extending generally parallel to said drive shaft; second means for transferring rotational torque 90 degrees to a third drive shaft extending generally perpendicular to said secondary drive shaft which in turn drives a rotational cutter.]

Claim 25. Once Amended. An assembly according to claim [24] 37 wherein said rotational torque is transferred to said secondary drive shaft with a toothed drive belt assembly.

Claim 26. Once Amended. An assembly according to claim [24] 37 wherein said rotational torque is transferred to said third shaft with a system of bevel gears.

Claim 27. Once Amended. An assembly according to claim [24] 37 wherein said cutter is spaced from said power source.

Claim 28. An assembly according to claim 25 wherein said cutter is located in same plane as said power source.

Claim 29. Once Amended. An assembly to claim 24 wherein said power source is selected from electrical, hydraulic, or pneumatic power.

Claim 30. Once Amended. An assembly according to claim [24] 37 wherein said rotational torque is transferred to said third drive shaft with a toothed drive belt assembly.

Claim 31. Once Amended. An assembly according to claim [24] 37 wherein said rotational torque is transferred to said secondary shaft with a system of bevel gears.

Claim 32. An assembly according to claim 30 wherein said rotational torque is transferred to said secondary shaft with a system of bevel gears.

[Claim 33. Cancelled. An assembly for driving a rotating cutter comprising: a housing containing a drive shaft extending from a power source having a drive shaft gear; first means for transferring rotational torque to a secondary drive shaft laterally spaced from said drive shaft but extending generally perpendicular to said drive shaft; and said secondary drive shaft which in turn driving a rotating cutter.]

Claim 34. An assembly according to claim 30 wherein said rotational torque is transferred to said secondary shaft with a system of bevel gears.

Claim 35 New. A rotating cutter assembly comprising:

a housing;

means for attaching said housing to an external drive source;

means for transferring rotational movement from said external drive having an output shaft to a cutting wheel;

said means for attaching said housing to an external drive source comprise a drive gear having means for engaging said output shaft of said power tool;

said means for attaching said means for transferring rotational movement results in said cutting wheel turning in the same plane as said drive source;

said means for transferring rotational movement from said external drive having an output shaft to a cutting wheel results in said cutting wheel turning in a different plane of rotation from said drive source. -5-

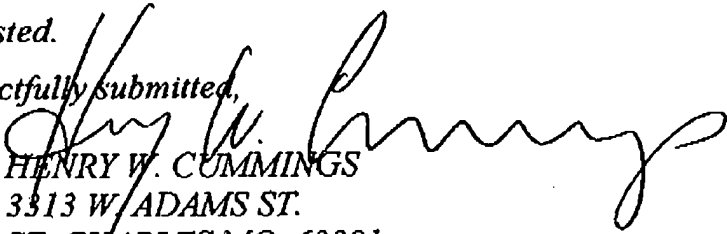
Claim 36. New. A rotating cutter assembly comprising:
a housing,
means for attaching said housing to an external drive source;
means for transferring rotational movement from said external drive to an output shaft;
said means for transferring rotational movement from said output shaft to a cutting wheel results in said cutting wheel turning in a different plane of rotation from said drive source;
said cutter shaft and said driven gear have matching left-hand threads, which tend to tighten said driven gear onto said cutter shaft during operation of said cutter shaft.

Claim 37. New. An assembly for driving a rotating cutter comprising:
a housing containing a drive shaft extending from a power source having a drive shaft gear;
first means for transferring rotational torque to a secondary drive shaft laterally spaced from said drive shaft but extending generally parallel to said drive shaft;
second means for transferring rotational torque 90 degrees to a third drive shaft extending generally perpendicular to said secondary drive shaft which in turn drives a rotating cutter;
said rotating cutter includes a bevel gear, and a bevel gear shaft and said bevel gear provides means to transfer the rotation of said grinder 90 degrees.

REMARKS

1. The Claims have been revised to overcome the objections raised in the above Office Action.
2. Claim 5 is not cancelled.
3. There are three independent Claims 35-37.
4. Claims 14-16 are directly or indirectly dependent upon claim 35.
7. An early Action on the merits and allowance of the application is requested.

Respectfully submitted,



HENRY W. CUMMINGS
3313 W/ADAMS ST.
ST. CHARLES MO. 63301
636-949-9408 PHONE & FAX
ATTORNEY FOR APPLICANT

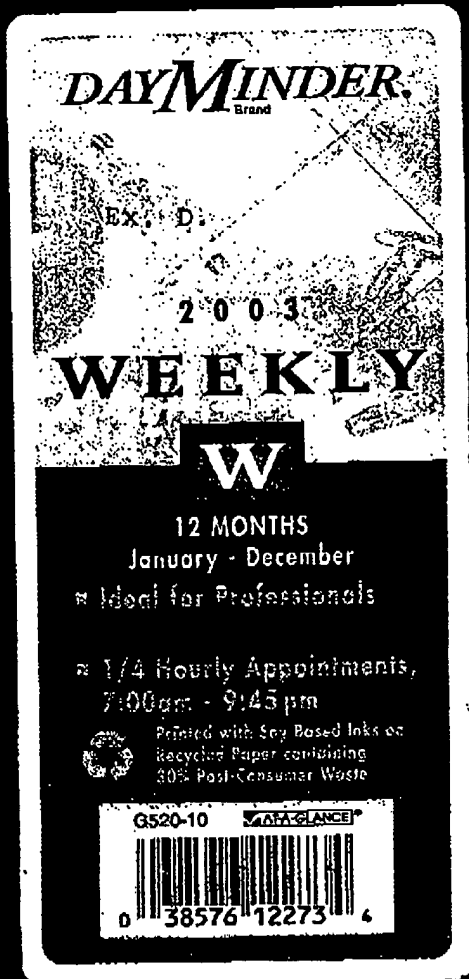
CERTIFICATE OF FAXING

It is certified that this Amendment Responsive to the Office Action
mailed Aug. 11, 2003 has been faxed this 11th day of ^{Sept}~~Aug~~ 2003 to Art Unit
3722 at 1-703-872-9302



Henry W. Cummings

-7-

**DAYMINDER**

2003

18 - 21 September

Ex. E.

2003							2003						
October		T	W	T	F	S	November		T	W	T	F	S
A	M		1	2	3	4	S	M					1
5	8	7	6	9	10	11	2	3	4	5	6	7	8
12	13	14	15	16	17	18	9	10	11	12	13	14	15
19	20	21	22	23	24	25	16	17	18	19	20	21	22
26	27	28	29	30	31		23	24	25	26	27	28	29

18 Thursday 287/104	19 Friday 282/153	20 Saturday 283/102
7:00	7:00	7:00
7:30	7:30	7:30
8:00	8:00	8:00
8:15	8:15	8:15
8:30	8:30	8:30
8:45	8:45	8:45
9:00	9:00	9:00
9:15	9:15	9:15
9:30	9:30	9:30
9:45	9:45	9:45
10:00	10:00	10:00
10:15	10:15	10:15
10:30	10:30	10:30
10:45	10:45	10:45
11:00	11:00	11:00
11:15	11:15	11:15
11:30	11:30	11:30
11:45	11:45	11:45
12:00	12:00	12:00
12:15	12:15	12:15
12:30	12:30	12:30
12:45	12:45	12:45
1:00	1:00	1:00
1:15	1:15	1:15
1:30	1:30	1:30
1:45	1:45	1:45
2:00	2:00	2:00
2:15	2:15	2:15
2:30	2:30	2:30
2:45	2:45	2:45
3:00	3:00	3:00
3:15	3:15	3:15
3:30	3:30	3:30
3:45	3:45	3:45
4:00	4:00	4:00
4:15	4:15	4:15
4:30	4:30	4:30
4:45	4:45	4:45
5:00	5:00	5:00
5:15	5:15	5:15
5:30	5:30	5:30
5:45	5:45	5:45
6:00	6:00	6:00
6:15	6:15	6:15
6:30	6:30	6:30
6:45	6:45	6:45
7:00	7:00	7:00
7:15	7:15	7:15
7:30	7:30	7:30
7:45	7:45	7:45
8:00	8:00	8:00
8:15	8:15	8:15
8:30	8:30	8:30
8:45	8:45	8:45
9:00	9:00	9:00
9:15	9:15	9:15

16-19 October

Ex. F.

2003							December							2003						
T	W	T	F	S			S	M	T	W	T	F	S	S	S	S	S	S	S	S
4	5	6	7	8			1	2	3	4	5	6	7	8	9	10	11	12	13	14
11	12	13	14	15			14	15	16	17	18	19	20	21	22	23	24	25	26	27
18	19	20	21	22			28	29	30	31										
25	26	27	28	29																

16 Thursday 29/7/03		17 Friday 29/7/03		18 Saturday 29/7/03	
National Boss Day (US)					
7:00		7:00		7:00	
7:30		7:30		7:30	
8:00		8:00		8:00	
8:15		8:15		8:15	
8:30		8:30		8:30	
8:45		8:45		8:45	
9:00		9:00		9:00	
9:15		9:15		9:15	
9:30		9:30		9:30	
9:45		9:45		9:45	
10:00		10:00		10:00	
10:15		10:15		10:15	
10:30		10:30		10:30	
10:45		10:45		10:45	
11:00		11:00		11:00	
11:15		11:15		11:15	
11:30		11:30		11:30	
11:45		11:45		11:45	
12:00		12:00		12:00	
12:15		12:15		12:15	
12:30		12:30		12:30	
12:45		12:45		12:45	
1:00		1:00		1:00	
1:15		1:15		1:15	
1:30		1:30		1:30	
1:45		1:45		1:45	
2:00		2:00		2:00	
2:15		2:15		2:15	
2:30		2:30		2:30	
2:45		2:45		2:45	
3:00		3:00		3:00	
3:15		3:15		3:15	
3:30		3:30		3:30	
3:45		3:45		3:45	
4:00		4:00		4:00	
4:15		4:15		4:15	
4:30		4:30		4:30	
4:45		4:45		4:45	
5:00		5:00		5:00	
5:15		5:15		5:15	
5:30		5:30		5:30	
5:45		5:45		5:45	
6:00		6:00		6:00	
6:15		6:15		6:15	
6:30		6:30		6:30	
6:45		6:45		6:45	
7:00		7:00		7:00	
7:15		7:15		7:15	
7:30		7:30		7:30	
7:45		7:45		7:45	
8:00		8:00		8:00	
8:15		8:15		8:15	
8:30		8:30		8:30	
8:45		8:45		8:45	
9:00		9:00		9:00	

19 Sunday
29/7/03

October 20 - 22

September							2003							October						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
	1	2	3	4	5	6								5	6	7				
7	8	9	10	11	12	13								12	13	14				
14	15	16	17	18	19	20								19	20	21				
21	22	23	24	25	26	27								26	27	28				
28	29	30																		

Ex. G.

20 Monday 293/72	21 Tuesday 294/71	22 Wednesday 295/70
7:00	7:00	7:00
7:30	7:30	7:30
8:00	8:00	8:00
8:15	8:15	8:15
8:30	8:30	8:30
8:45	8:45	8:45
9:00	9:00	9:00
9:15	9:15	9:15
9:30	9:30	9:30
9:45	9:45	9:45
10:00	10:00	10:00
10:15	10:15	10:15
10:30	10:30	10:30
10:45	10:45	10:45
11:00	11:00	11:00
11:15	11:15	11:15
11:30	11:30	11:30
11:45	11:45	11:45
12:00	12:00	12:00
12:15	12:15	12:15
12:30	12:30	12:30
12:45	12:45	12:45
1:00	1:00	1:00
1:15	1:15	1:15
1:30	1:30	1:30
1:45	1:45	1:45
2:00	2:00	2:00
2:15	2:15	2:15
2:30	2:30	2:30
2:45	2:45	2:45
3:00	3:00	3:00
3:15	3:15	3:15
3:30	3:30	3:30
3:45	3:45	3:45
4:00	4:00	4:00
4:15	4:15	4:15
4:30	4:30	4:30
4:45	4:45	4:45
5:00	5:00	5:00
5:15	5:15	5:15
5:30	5:30	5:30
5:45	5:45	5:45
6:00	6:00	6:00
6:15	6:15	6:15
6:30	6:30	6:30
6:45	6:45	6:45
7:00	7:00	7:00
7:15	7:15	7:15
7:30	7:30	7:30
7:45	7:45	7:45
8:00	8:00	8:00
8:15	8:15	8:15
8:30	8:30	8:30
8:45	8:45	8:45
9:00	9:00	9:00
9:15	9:15	9:15
9:30	9:30	9:30

November 17 - 19

Ex. H.

October							2003							November						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
			1	2	3	4								1	2	3	4	5	6	7
8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28
29	30	31																		

17 Monday		18 Tuesday		19 Wednesday	
7:00		7:00		7:00	
7:30		7:30		7:30	
8:00		8:00		8:00	
8:15		8:15		8:15	
8:30		8:30		8:30	
8:45		8:45		8:45	
9:00		9:00		9:00	
9:15		9:15		9:15	
9:30		9:30		9:30	
9:45		9:45		9:45	
10:00		10:00		10:00	
10:15		10:15		10:15	
10:30		10:30		10:30	
10:45		10:45		10:45	
11:00		11:00		11:00	
11:15		11:15		11:15	
11:30		11:30		11:30	
11:45		11:45		11:45	
12:00		12:00		12:00	
12:15		12:15		12:15	
12:30		12:30		12:30	
12:45		12:45		12:45	
1:00		1:00		1:00	
1:15		1:15		1:15	
1:30		1:30		1:30	
1:45		1:45		1:45	
2:00		2:00		2:00	
2:15		2:15		2:15	
2:30		2:30		2:30	
2:45		2:45		2:45	
3:00		3:00		3:00	
3:15		3:15		3:15	
3:30		3:30		3:30	
3:45		3:45		3:45	
4:00		4:00		4:00	
4:15		4:15		4:15	
4:30		4:30		4:30	
4:45		4:45		4:45	
5:00		5:00		5:00	
5:15		5:15		5:15	
5:30		5:30		5:30	
5:45		5:45		5:45	
6:00		6:00		6:00	
6:15		6:15		6:15	
6:30		6:30		6:30	
6:45		6:45		6:45	
7:00		7:00		7:00	
7:15		7:15		7:15	
7:30		7:30		7:30	
7:45		7:45		7:45	
8:00		8:00		8:00	
8:15		8:15		8:15	
8:30		8:30		8:30	
8:45		8:45		8:45	
9:00		9:00		8:45	

18-21 December

Ex. I.

January 2004						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

February 2004						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29						

18 Thursday 352/11	19 Friday 353/12 <small>Hanukkah begins at sundown</small>	20 Saturday 354/11 <small>Hanukkah</small>
7:00	7:00	7:00
7:30	7:30	7:30
8:00	8:00	8:00
8:15	8:15	8:15
8:30	8:30	8:30
8:45	8:45	8:45
9:00	9:00	9:00
9:15	9:15	9:15
9:30	9:30	9:30
9:45	9:45	9:45
10:00	10:00	10:00
10:15	10:15	10:15
10:30	10:30	10:30
10:45	10:45	10:45
11:00	11:00	11:00
11:15	11:15	11:15
11:30	11:30	11:30
11:45	11:45	11:45
12:00	12:00	12:00
12:15	12:15	12:15
12:30	12:30	12:30
12:45	12:45	12:45
1:00	1:00	1:00
1:15	1:15	1:15
1:30	1:30	1:30
1:45	1:45	1:45
2:00	2:00	2:00
2:15	2:15	2:15
2:30	2:30	2:30
2:45	2:45	2:45
3:00	3:00	3:00
3:15	3:15	3:15
3:30	3:30	3:30
3:45	3:45	3:45
4:00	4:00	4:00
4:15	4:15	4:15
4:30	4:30	4:30
4:45	4:45	4:45
5:00	5:00	5:00
5:15	5:15	5:15
5:30	5:30	5:30
5:45	5:45	5:45
6:00	6:00	6:00
6:15	6:15	6:15
6:30	6:30	6:30
6:45	6:45	6:45
7:00	7:00	7:00
7:15	7:15	7:15
7:30	7:30	7:30
7:45	7:45	7:45
8:00	8:00	8:00
8:15	8:15	8:15
8:30	8:30	8:30

21 Sunday
355/10

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ BLACK BORDERS
- ☐ IMAGE CUT OFF AT TOP, BOTTOM OR SIDES
- ☐ FADED TEXT OR DRAWING
- ☒ BLURRED OR ILLEGIBLE TEXT OR DRAWING
- ☐ SKEWED/SLANTED IMAGES
- ☐ COLOR OR BLACK AND WHITE PHOTOGRAPHS
- ☐ GRAY SCALE DOCUMENTS
- ☐ LINES OR MARKS ON ORIGINAL DOCUMENT
- ☐ REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY
- ☐ OTHER: _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.